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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA, ) No. CR 04-40182 MJJ  
13 Plaintiff, )  
14 v. ) **STIPULATION AND [PROPOSED]**  
15 ERNESTO PECSON, ) **ORDER CONTINUING HEARING**  
16 Defendant. ) **DATE**  
17 \_\_\_\_\_ )

18  
19 The parties hereby stipulate as follows:

20 1. The parties are currently scheduled to appear on December 21, 2007 at 2:30 p.m.  
21 for disposition of the Form 12 pending before this Court. The Defendant has previously been  
22 sentenced in two other matters pending in this District (CR 06-457 VRW (77 months on two  
23 counts of unarmed bank robbery) and CR 02-40085-02 DLJ (12 months, consecutive, on a Form  
24 12)).

25 2. A scheduling conflict has arisen for the Probation Officer on December 21, 2007,  
26 and counsel for the government will be out of the office on the following three Fridays.

27 3. The parties thus request that the Court continue the December 21, 2007 hearing to  
28 January 18, January 25, or February 1, 2008, at the convenience of the Court.

1  
2 DATED: \_\_\_\_\_, 2007

Respectfully submitted,

3 SCOTT N. SCHOOLS  
United States Attorney

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6 DATED: \_\_\_\_\_, 2007

TRACIE L. BROWN  
Assistant United States Attorney

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10 CAMELLIA BARAY  
11 Attorney for Ernesto Pecson

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13 DATED: 12/13, 2007

14 Pursuant to the parties' stipulation, the hearing on the Defendant's pending Form 12 shall  
15 be continued from December 21, 2007 at 2:30 p.m., to 02/07/08, 2008 at 2:00 PM in San Francisco

16  
17 THE HON. MARTIN J. JENKINS  
18 United States District Judge

